

April 14, 2023

EDWARD J. EMMONS, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA



Signed and Filed: April 14, 2023

A handwritten signature in cursive script, reading "Dennis Montali", is positioned above the judge's name.

DENNIS MONTALI
U.S. Bankruptcy Judge

Stephen D. Finestone (SBN 125675)
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Trustee in Bankruptcy

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re BENJA INCORPORATED,

Debtor.

Case No. 20-30819-DM
Chapter 7

ORDER APPROVING STIPULATION
TO EXTEND TOLLING AGREEMENT
(JOMBOY CORP.)

Upon due consideration, based upon the *Stipulation to Extend Tolling Agreement* (the "Stipulation") [ECF No. 154] by and between A. Kyle Everett (the "Trustee") and Jomboy Corp. (the "Potential Litigant," and together with the Trustee, the "Parties"), it appearing that notice was adequate under the circumstances, and good cause appearing therefor, the Court hereby orders as follows:

1. The Stipulation is approved.
2. In any action or proceeding brought by the Trustee on behalf of the estate against the Potential Litigant, the period from October 5, 2022 through and including October 17, 2023, shall not be included in determining the applicability of any statute of limitations, laches, or any other defense based on the lapse of time.

1 3. To the extent that any applicable statute of limitations expires on or about April
2 17, 2023, it is extended through and including October 17, 2023, without prejudice to further
3 extensions by stipulation, order of the Court, or otherwise.

4 4. This Order shall extend the statutes of limitation available to both Parties during
5 the term of this Stipulation, including statutes of limitation that apply to any defense available to
6 the Parties.

7 5. This Order shall not operate as a waiver and/or reinstatement of any statute of
8 limitations heretofore expired.

9 * * * **END OF ORDER** * * *

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11 Approved as to form:

12 Dated: April 14, 2023

GREENBERG GLUSKER FIELDS CLAMAN &
MACHTINGER LLP

13
14 /s/ Keith Patrick Banner

15 Keith Patrick Banner
16 Attorneys for Jomboy Corp.
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COURT SERVICE LIST

[ECF recipients only]